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## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

3

Application Number

10/717,399

Filing Date

November 19, 2003

First Named Inventor

Randall J. Huebner

Art Unit

3733

Examiner Name

Anuradha Ramana

Attorney Docket Number

ACM 371

### ENCLOSURES (Check all that apply)

- ☐ Fee Transmittal Form
- ☐ Fee Attached
- ☐ Amendment/Reply
  - ☐ After Final
  - ☐ Affidavits/declaration(s)
- ☐ Extension of Time Request
- ☐ Express Abandonment Request
- ☐ Information Disclosure Statement
- ☐ Certified Copy of Priority Document(s)
- ☐ Reply to Missing Parts/Incomplete Application
  - ☐ Reply to Missing Parts under 37 CFR 1.52 or 1.53

- ☐ Drawing(s)
- ☐ Licensing-related Papers
- ☐ Petition
- ☐ Petition to Convert to a Provisional Application
- ☐ Power of Attorney, Revocation
- ☐ Change of Correspondence Address
- ☐ Terminal Disclaimer
- ☐ Request for Refund
- ☐ CD, Number of CD(s) \_\_\_\_\_
- ☐ Landscape Table on CD

- ☒ After Allowance Communication to TC
- ☐ - Statement of Substance of the Interview
- ☐ Appeal Communication to Board of Appeals and Interferences
- ☐ Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
- ☐ Proprietary Information
- ☐ Status Letter
- ☒ Other Enclosure(s) (please identify below):
- Return Receipt Postcard

Remarks

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name

Kolisch Hartwell, P.C.

Signature

Printed name

JAMES R. ABNEY

Date

October 9, 2007

Reg. No.

42,253

### CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature

Typed or printed name

Margaret R. Burton

Date

October 9, 2007

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Date: October 9, 2007

RANDALL J. HUEBNER

Docket No.: ACM 371

Serial No. : 10/717,399

Group Art Unit 3733

Filed : November 19, 2003

Examiner Anuradha Ramana

For : BONE PLATES WITH REFERENCE MARKS

Mail Stop ISSUE FEE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**RESPONSE TO OFFICE COMMUNICATION ACCOMPANYING  
NOTICE OF ALLOWANCE AND FEE(S) DUE REQUESTING A  
STATEMENT OF THE SUBSTANCE OF THE INTERVIEW**

Applicant received a Notice of Allowance and Fee(s) Due dated September 7, 2007, on the above-identified patent application. The Notice of Allowance included an Examiner's Amendment and an Interview Summary discussing a telephone interview relating to the application that occurred on August 31, 2007. The Interview Summary stated that applicant should file a "statement of the substance of the interview." This communication is responsive to that request.

Applicant's representative, Stanley M. Hollenberg, and Patent Examiner Anuradha Ramana participated in a telephone interview on August 31, 2007. The interview followed a Request for Continued Examination and associated Response to Final Office Action filed August 20, 2007. In the interview, Mr. Hollenberg and Examiner Ramana discussed and reached agreement regarding (1) minor amendments to claims 14, 15, 20, and 34, and (2) the cancellation of claims 30 and 36. These amendments

are fully described in the Examiner's Amendment that accompanies the Interview Summary and Notice of Allowance. The interview involved a discussion of Deaux (EP0773004 A1) but did not involve any exhibits or demonstrations. Examiner Ramana indicated at the end of the interview that the application, including claims 14, 15, 20, and 34, should be in condition for allowance.

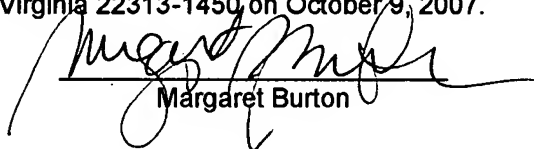
Applicant believes that this communication is fully responsive to the request for a statement of the substance of the interview. However, if there are any remaining issues, please contact the undersigned attorney of record.

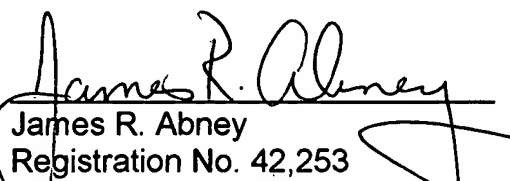
Respectfully submitted,

KOLISCH HARTWELL, P.C.

**CERTIFICATE OF MAILING**

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